IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELALTE JURISDICTION

SECOND APPEAL NO.1007 OF 2005

Suryyabi Mohamad Khatib & Anr. ..Appellants.

V/s

Samsherkhan Fattelal Patel & Anr. . Respondents

Mr. P.D.Dalavi for the Appellants.
Mr. P.R.Arjunwadkar for the Respondents.

CORAM : DR.S.RADHAKRISHNAN,J.

DATE : 12TH JUNE, 2006.

P.C.:

1. Heard the learned Counsel for the parties. Perused the judgment of the Trial Court, wherein the suit has been decreed in favour of the Respondents who had filed the suit against the present Appellants restraining them perpetually not to disturb the peaceful possession of the suit property. It is the case of the Appellants herein that the Appellants are the co-owners of the property. However, both the lower Courts had concurrently held against the Appellants. It is also vital to note that the Appellants, did not lead any evidence in support of their case. There is no substantial question of law involved in the above appeal. The Appeal is totally devoid of merits. Accordingly, the Appeal is dismissed.

(DR.S.RADHAKRISHNAN,J.)